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**FILED**

**JAN 21 2014**

**SECRETARY, BOARD OF  
OIL, GAS & MINING**

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**BEFORE THE BOARD OF OIL, GAS & MINING  
DEPARTMENT OF NATURAL RESOURCES  
STATE OF UTAH**

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In the Matter of the Petition by the Division of  
Oil, Gas and Mining for an Order:

- (1) Withdrawing Bryce H. Haas's Notice  
of Intention to Commence Small  
Mining Operations at the B&H Quarry,  
S/039/0020, located in portions of the  
east half of Section 5, Township 20  
South, Range 2 East, SLBM, Sanpete  
County, Utah;
- (2) Forfeiting Bryce H. Haas's surety for  
the B&H Quarry;
- (3) Authorizing the Division to complete  
reclamation at the B&H Quarry; and
- (4) Granting such further relief as the  
Board may deem just and reasonable  
under the circumstances.

**MOTION TO CONTINUE HEARING**

Docket No. 2013-038  
Cause No. S/039/0020

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The Utah Division of Oil, Gas, and Mining ("Division"), through its attorneys and pursuant to Utah Code § 40-8-6, hereby moves the Utah Board of Oil, Gas, and Mining ("Board") to enter an order that continues this matter until the Board's hearing scheduled for February 26, 2014. The Division makes this request because the Board has a heavy case load scheduled for the January 22 Board hearing, and also because the Division contacted Mr. Haas within the past week, and Mr. Haas claimed he did not receive the Notice of Agency Action that was mailed on October 28, 2013.

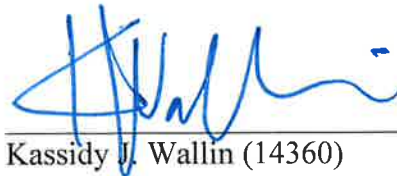
During the conversation, Mr. Haas claimed he did not have an address but would sue the Division if it did not notify him of the forfeiture proceedings. Continuing this matter to the February Board hearing will allow the Division to re-notice the matter to all addresses on file for Mr. Haas, and will allow the parties another month to prepare for the hearing. In light of the fact that Mr. Haas refused to provide a valid address, and considering that Mr. Haas was notified by telephone of the pending proceedings, the Division feels that it has exceeded its obligation in re-noticing this matter to all addresses on file for Mr. Haas.

Moreover, continuing the matter to the February 26 Board hearing will not prejudice any interested party. Regardless of whether if this matter were to be heard in January and the Board were to grant the relief requested in the Notice of Agency Action, the Division would nonetheless have to wait several months to complete reclamation because seasonal weather conditions do not allow reclamation work to be completed until after the winter has concluded. Therefore, hearing this matter in February will not materially alter the Division's ability to reclaim the site if the Board so orders.

A [Proposed] Order to Continue Hearing is attached for the Board's convenience.

DATED this 21 day of January, 2014.

By:



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- (4) Granting such further relief as the  
Board may deem just and reasonable  
under the circumstances.

**[PROPOSED]  
ORDER TO CONTINUE HEARING**

Docket No. 2013-038  
Cause No. S/039/0020

Having reviewed the Division's Motion to Continue Hearing in the above-captioned matter,  
and for good cause appearing, the Utah Board of Oil, Gas, and Mining pursuant to Utah  
Administrative Code R641-106-700 hereby orders that this matter be continued until the Board's  
hearing scheduled for February 26, 2014.

So ORDERED this \_\_\_\_ day of January, 2014.

STATE OF UTAH  
BOARD OF OIL, GAS AND MINING

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Ruland J. Gill, Jr., Chairman

**CERTIFICATE OF MAILING**

I hereby certify that I caused a true and correct copy of the forgoing **MOTION TO CONTINUE HEARING** to be personally served, mailed first class mail postage prepaid, or electronically mailed the 21st day of January, 2014, to:

**BRYCE HAAS**  
91 South 100 East  
Mayfield, Utah 84643

**BRYCE HAAS**  
P.O. Box 289  
Gunnison, Utah 84634

**BILL CHRISTIANSEN**  
P.O. Box 82  
Mayfield, Utah 84643

**MIKE JOHNSON**  
Assistant Attorney General  
Department Of Natural Resources  
Board of Oil, Gas & Mining  
1594 West North Temple, Suite #300  
Salt Lake City, Utah 84114

**OFFICE OF THE STATE TREASURER**  
ATTN: Coleen Hackwell  
E315 State Capitol Complex  
P.O. Box 142315  
Salt Lake City, Utah 84114-2315

**ZION'S FIRST NATIONAL BANK**  
ATTN: Raelynn Daniels  
One South Main Street  
Salt Lake City, Utah 84133

  
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